नोंदणी क्र. एफ.३२६४ बी स्थापना- २२ मार्च, १९७०

मुस्लीम सत्यशोधक मंडळ

msatyashodhak@gmail.com tambolimm@rediffmail.com
www.muslimsatyashodhak.org

संपर्क:सी/८/२३ स्टेटबॅंक नगर,पंचवटी, पाषाणरोड,पुणे ४११००८ मोबा.९८२२६७९३९१/ ९१७५८२३१६२

डॉ. शमसुद्दिन तांबोळी, अध्यक्ष **प्रा. सायारा मुलाणी** **प्रा. जमीर शेख**, कार्यवाह
अझरूद्दीन पटेल, सहकार्यवाह **दिलावर शेख**, खजिनदार, **तमन्ना इनामदार**, सदस्य, **नियाझ अत्तार**, सदस्य

Stand of Muslim Satyashodhak Mandal on the proposed bill- Muslim Women Protection of Rights on Marriage

Hon. Sir/Madam,

Muslim Satyashodhak Mandal is founded by visionary social reformer Hamid Dalwai. Muslim Satyashodhak Mandal has been striving for the welfare and constitutional rights of Muslim women. We have been constantly demanding reform in Muslim Personal Law and to eradicate one sided triple talaq, polygamy, inhuman practice of Halala and other discriminatory provisions of Muslim Personal Law which is based on Shariyat Act of 1937. Hamid Dalwai led a procession on 18th April, 1966 and submitted memorandum to the then Chief Minister of Maharashtra Hon. Vasantrao Naik. Muslim Satyashodhak Mandal has organized various programs for mass education as well as submitted memorandums to the State and Central government.

It is our great pleasure to state that the judicial system has always supported and given verdict in favour of women in the landmark cases. We also welcome and support the verdict of Supreme Court Bench given on 22nd August, 2017. Simultaneously we welcome the stand of Central government and the efforts to ban instant triple talaq i.e. Talaq-e Biddat.

However, considering the complexity of Muslim women’s problems, the proposed bill–Muslim Women Protection of Rights on Marriage- may not be able to address all the crucial issues and extend full justice to Muslim women. We wish that Muslim women should get the constitutional protection of Article 14, Article 15 and Article 21, so we demand-----

नोंदणी क्र. एफ.३२६४ बी स्थापना- २२ मार्च, १९७०

मुस्लीम सत्यशोधक मंडळ

msatyashodhak@gmail.com tambolimm@rediffmail.com
www.muslimsatyashodhak.org

संपर्क:सी/८/२३ स्टेटबॅंक नगर,पंचवटी, पाषाणरोड,पुणे ४११००८ मोबा.९८२२६७९३९१/ ९१७५८२३१६२

डॉ. शमसुद्दिन तांबोळी, अध्यक्ष **प्रा. सायारा मुलाणी** **प्रा. जमीर शेख**, कार्यवाह
अझरूद्दीन पटेल, सहकार्यवाह **दिलावर शेख**, खजिनदार, **तमन्ना इनामदार**, सदस्य, **नियाझ अत्तार**, सदस्य

1. Just banning instant triple talaq i.e. Talaq-e Biddat is not enough. Other forms of talaq i.e. Talaq-e–Hasan, Talaq-e–Ahasan, Talaq-e–Khula, etc. (Talaq-e–Sunnat) are also one sided and male dominated provisions which may bring injustice and discrimination to the victims. Banning instant triple talaq i.e. Talaq-e Biddat without banning polygamy may intensify the existing problems of Muslim women.

   We strongly demand that to avoid injustice and discrimination, all such Talaq disputes should be settled by main judicial system of India.

2. Without the settlement of Talaq through judicial system, neither of the couple should be allowed to go for second marriage. Hence, while making the legal provision on talaq, there should be a ban on polygamy, prevention of Bigamous Marriage Act, 1946 should be applicable to the community.

3. All the disputes of Talaq should be resolved as fast as possible so that the victims may be able go ahead in their lives. This will encourage Muslim women to approach the judicial system for getting justice.

4. Apart from the custody of minor children, sufficient provision of maintenance of children and the victims should be included in the proposed bill.

msatyashodhak@gmail.com tambolimm@rediffmail.com
www.muslimsatyashodhak.org

संपर्क:सी/८/२३ स्टेटबॅंक नगर,पंचवटी, पाषाणरोड,पुणे ४११००८ मोबा.९८२२६७९३९१/ ९१७५८२३१६२

डॉ. शमसुद्दिन तांबोळी, अध्यक्ष **प्रा. सायारा मुलाणी** **प्रा. जमीर शेख**, कार्यवाह
अझरूद्दीन पटेल, सहकार्यवाह **दिलावर शेख**, खजिनदार, **तमन्ना इनामदार**, सदस्य, **नियाझ अत्तार**, सदस्य

5. There is an outdated and inhuman provision of Halala in Muslim Personal Law. It is observed that Halala is still practised by the community. The Muslim woman has to suffer a lot due to this humiliating and discriminatory provision of Muslim Personal Law. We strongly demand not only to ban this practice but also to make it a punishable offence.

6. Keeping in the view all these aspects, we demand that instead of banning only Talaq-e-Biddat i.e. instant triple talaq; the government should prepare a codified & comprehensive draft of Muslim Marriage and Divorce Act at the earliest. We also demand that the government should form a committee consisting of social activists, representatives of women's organisations and legal experts for preparing this draft.

We would like to mention that Muslim Satyashodhak Mandal has been continuously supporting Article 44 of the Directive Principles of our constitution. Considering our commitment to Secularism, Equality and Gender Justice, we appeal to prepare **Indian Marriage Act** for the entire multi religious & multicultural India. If we could draft and enforce Indian Marriage Act, it may give legal protection, equal rights and social justice to all the women of India as well as help to strengthen Communal Harmony and National Integration.

Muslim Satyashodhak Mandal

Shamsuddin Tamboli	Jameer Shaikh	Dilawar Shaikh
President	Secretary	Treasurer